THE HONOURABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 22986 of 2007

Date:01-11-2007

Between:

Kethineni Mahalakshmi

…Petitioner

AND

The Revenue Divisional Officer, Kadapa and another

.. Respondents

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ORDER:

The petitioner seeks a writ of mandamus to declare the action of the first respondent in not granting stay order on her petition in the appeal filed against the order in Ref.No.B/386-1/206, dated 03.05.2007 from the file of 2nd respondent, as illegal and arbitrary and consequently direct the respondents not to dispossess the petitioner from her land, pending finalization of the appeal before the 1st respondent.

It is the case of the petitioner that as against the orders passed by the second respondent in Ref.No.B/386-1/2006, dated 03.05.2007 resuming the land in Sy.No.996/1 an extent of
Ac.3.25 cents situated at Rayachoty village, Mandal Rayachoty to government, the petitioner filed an appeal before the first respondent on 18.05.2007 and the same is pending on the file of the first respondent. It is stated that even before the appeal is disposed of, the second respondent is taking steps to dispossess the petitioner from her land.

Having regard to the facts of the case, the first respondent/Revenue Divisional Officer is directed to consider and dispose of the appeal filed by the petitioner against the order of the second respondent in Ref.No.B/386-1/2006, dated 03.05.2007 and pending disposal of the appeal, status-quo obtained as on today with regard to the possession of the land shall be maintained.

With the aforesaid directions, the writ petition is disposed of. There shall be no order as to costs.

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V.ESWARAIAH, J.

Date:01.11.2007
ccm